

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF MISSISSIPPI  
OXFORD DIVISION**

**RYAN ANTHONY SAVINELL**

**PLAINTIFF**

**V.**

**NO. 3:14-CV-00226-DMB-JMV**

**CHRISTOPHER EPPS, et al.**

**DEFENDANTS**

**ORDER OF DISMISSAL**

The court takes up, *sua sponte*, the dismissal of this cause. On October 27, 2014, the court entered an order requiring the petitioner, within 21 days, to refile the instant petition for a writ of *habeas corpus* using the court's standard form. Doc. #10. The Court cautioned the petitioner that failure to comply with the order would result in the dismissal of this case without prejudice. *Id.* The petitioner acknowledged receipt of the order on October 30, 2014. Doc. #12.

The petitioner has failed to comply with this Court's order. Therefore, pursuant to Federal Rule of Civil Procedure 41(b), this case is **DISMISSED without prejudice** for failure to prosecute and for failure to comply with an order of the court. In light of this ruling, the following motions are **DISMISSED as moot**: (1) the petitioner's motion to proceed *in forma pauperis*, Doc. #6; and (2) the petitioner's motion to amend, Doc. #7.

**SO ORDERED**, this 9th day of February, 2015.

/s/ Debra M. Brown

**UNITED STATES DISTRICT JUDGE**